



01-17-06

TFW 1633

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Dkt. No. 96700/596

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Jan Geliebter, George J. Christ, Arnold Melman, and  
Jamil Rehman

Serial No. : 09/531,969

Filed : March 21, 2000

For : A METHOD OF ENHANCING RELAXATION OF PENILE  
SMOOTH MUSCLE BY INTRODUCTION OF DNA ENCODING  
MAXI-K POTASSIUM CHANNEL PROTEIN

Examiner : Robert M. Kelly

Group Art Unit : 1633

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1450.

Name: Alan D. Miller

Signature: 

**TRANSMITTAL OF FORMAL DRAWINGS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice Regarding Drawings dated December 20, 2005 requiring the re-submission of formal drawings for Figures 1-21B, applicants enclose herewith twenty-three (23) sheets of formal drawings for Figures 1-21B (**Exhibit 1**). A copy of the Notice Regarding Drawings and Notice of Draftperson's Patent Drawing Review are also attached (**Exhibit 2**). The deadline for responding to the Notice Regarding Drawings is February 20, 2006. Accordingly, this response is being timely filed.

Applicant : Jan Geliebter et al.  
Serial No. : 09/531,969  
Filed : March 21, 2000  
Page 2

The enclosed replacement drawings now meet the following requirements: acceptable margins; lines, numbers and letters are uniformly thick and well defined, clean, durable and black; numbers and reference characters are plain and legible; numbers and reference characters are oriented in the same direction as the view; and numbers, letters and reference characters are at least 0.32 cm (1/8 inch) in height. In addition, the figure legends at the bottom of the drawing sheets have been removed. The enclosed replacement drawings do not raise an issue of new matter.


Applicants further note that the replacement sheets submitted herewith are identical to the drawing sheets in U.S. Patents Nos. 6,239,117 and 6,271,211.

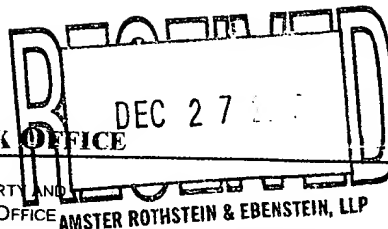
No fee is deemed necessary in connection with the filing of formal drawings. However, if any fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 01-1785.

Respectfully submitted,

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Attorneys for Applicants  
90 Park Avenue  
New York, New York 10016  
(212) 386-8000

Dated: New York, New York  
January 12, 2006

By:   
Alan D. Miller, Reg. No. 42,889

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DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION NUMBER <b>09/531969</b>	FILING/RECEIPT DATE <b>03/21/2000</b>	FIRST NAMES APPLICANT <b><u>GELIEBTER, JAN</u></b>	ATTORNEY DOCKET NUMBER <b>96700/596</b>
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Examiner **KELLY, ROBERT**Art Unit **1633** Paper Number

Craig J Arnold Esq  
Amster Rothstein & Ebenstein  
90 Park Avenue  
New York NY 10016

Date Mailed: 12/20/2005

## Notice Regarding Drawings

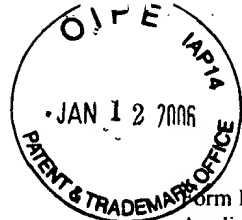
Corrected drawings for the above-identified application, received in the USPTO on 03/21/2000, are still not acceptable for the reason(s) identified on the attached PTO-948. Applicant is given one opportunity to correct the informalities within a two-month time period from the mailing date of this Notice. **THIS TIME PERIOD IS NOT EXTENDABLE UNDER EITHER 37 CFR 1.136(a) OR 1.136(b).** Failure to take corrective action within the set period will result in abandonment of the application.

ATTACHMENT: PTO-948 Notice of Draftsperson's Patent Review

**RETURN CORRECTED DRAWINGS TO:**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Tyrone Johnson  
Office of Patent Publication,  
Publishing Division  
703-305-0333 #130



Form PTO-948 (Rev. 06/03)  
Application No. 09/531969

U.S. DEPARTMENT OF COMMERCE  
U.S. Patent and Trademark Office

## NOTICE OF DRAFTSPERSON'S PATENT DRAWING REVIEW

The drawing(s) filed (insert date) 3/21/00 are:

- A. ☐ approved by the Draftsperson under 37 CFR 1.84 or 1.152.  
B. ☒ objected to by the Draftsperson under 37 CFR 1.84 or 1.152 for the reasons indicated below. Corrected drawings are required.

**1. DRAWINGS.** 37 CFR 1.84(a): Acceptable categories of drawings: Black ink or Color (3 sets required).

☐ Color drawings are not acceptable until petition is granted. Fig(s) \_\_\_\_\_  
☐ Pencil and non black ink not permitted. Fig(s) \_\_\_\_\_

**2. PHOTOGRAPHS.** 37 CFR 1.84(b)  
☐ One (1) full-tone set is required. Fig(s) \_\_\_\_\_  
☐ Photographs may not be mounted. 37 CFR 1.84(e)  
☐ Photographs must meet paper size requirements of 37 CFR 1.84(f). Fig(s) \_\_\_\_\_  
☐ Poor quality (half-tone). Fig(s) \_\_\_\_\_

**3. TYPE OF PAPER.** 37 CFR 1.84(e)  
☐ Paper not flexible, strong, white, and durable. Fig(s) \_\_\_\_\_  
☐ Erasures, alterations, overwritings, interlineations, folds, copy machine marks not accepted. Fig(s) \_\_\_\_\_

**4. SIZE OF PAPER.** 37 CFR 1.84(f): Acceptable sizes:  
21.0 cm by 29.7 cm (DIN size A4) or  
21.6 cm by 27.9 cm (8 1/2 x 11 inches)  
☐ All drawing sheets not the same size. Sheet(s) \_\_\_\_\_  
☐ Drawings sheets not an acceptable size. Fig(s) \_\_\_\_\_

**5. MARGINS.** 37 CFR 1.84(g): Acceptable margins:  
Top 2.5 cm Left 2.5 cm Right 1.5 cm Bottom 1.0 cm  
☒ Margins not acceptable. Fig(s) 11A, 11A-19  
☒ Top (T) ☒ Left (L)  
☐ Right (R) ☐ Bottom (B)

**6. VIEWS.** 37 CFR 1.84(h)  
REMINDER: Specification may require revision to correspond to drawing changes, e.g., if Fig. 1 is changed to Fig. 1A, Fig. 1B and Fig. 1C, etc., the specification, at the Brief Description of the Drawings, must likewise be changed.

☐ Views not labeled separately or properly. Fig(s) \_\_\_\_\_

**7. SECTIONAL VIEWS.** 37 CFR 1.84(h)(3)  
☐ Sectional designation should be noted with Arabic or Roman numbers. Fig(s) \_\_\_\_\_

**8. ARRANGEMENT OF VIEWS.** 37 CFR 1.84(i)  
☐ Words do not appear on a horizontal, left-to-right fashion when page is either upright or turned so that the top becomes the right side, except for graphs. Fig(s) \_\_\_\_\_

**9. SCALE.** 37 CFR 1.84(k)  
☐ Scale not large enough to show mechanism without crowding when drawing is reduced in size to two-thirds in reproduction. Fig(s) \_\_\_\_\_

**10. CHARACTER OF LINES, NUMBERS, & LETTERS.** 37 CFR 1.84(l)  
☒ Lines, numbers & letters not uniformly thick and well defined, clean, durable, and black (poor line quality). Fig(s) 13-21b

**11. SHADING.** 37 CFR 1.84(m)  
☐ Solid black areas pale. Fig(s) \_\_\_\_\_  
☐ Solid black shading not permitted. Fig(s) \_\_\_\_\_

**12. NUMBERS, LETTERS, & REFERENCE CHARACTERS.** 37 CFR 1.84(p)  
☒ Numbers and reference characters not plain and legible. Fig(s) 38-14b-21b  
☒ Figure legends are poor. Fig(s) \_\_\_\_\_  
☒ Numbers and reference characters not oriented in the same direction as the view. 37 CFR 1.84(p)(1) Fig(s) 12, 13  
☐ English alphabet not used. 37 CFR 1.84(p)(2) Fig(s) \_\_\_\_\_

☒ Numbers, letters and reference characters must be at least 32 cm (1/8 inch) in height. 37 CFR 1.84(p)(3). Fig(s) 3, 11A-11c, 14A, 14A, 19-21b

**13. LEAD LINES.** 37 CFR 1.84(q)  
☐ Lead lines missing. Fig(s) \_\_\_\_\_

**14. NUMBERING OF SHEETS OF DRAWINGS.** 37 CFR 1.84(t)  
☐ Sheets not numbered consecutively, and in Arabic numbers beginning with number 1. Sheet(s) \_\_\_\_\_

**15. NUMBERING OF VIEWS.** 37 CFR 1.84(u)  
☐ Views not numbered consecutively, and in Arabic numerals, beginning with number 1. Fig(s) \_\_\_\_\_

**16. DESIGN DRAWINGS.** 37 CFR 1.152  
☐ Surface shading shown not appropriate. Fig(s) \_\_\_\_\_  
☐ Solid black surface shading is not permitted except when used to represent the color black as well as color contrast. Fig(s) \_\_\_\_\_

### COMMENTS:

- Remove Figure legend from bottom of drawing sheets  
Fig. 11A-11c, 14A, 14b, 14A-18c, 21A, 21b

Reviewer [Signature]

Date 12/20/05

If you have questions, call (703) 305-8404.

Attachment to Paper No. \_\_\_\_\_